G.R.S. 1X-5]

Previous references.

192 /.

(Mwz)

File No. 68

Serial Nos. 5–6

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for Oct/ 22

SUBJECT

Management of Aiyathalaya at Biruwa

Mwz Comm'r, D.C. Kadawa, Complts
1143–5 Dy 11 10. 22

Printed on the Multigraph.

F. R. S. 11] 1922-23

GENERAL AND REVENUE SECRETARIAT.

(May)

NOTES.

File No. 68-2/

FILE HEADING.

Sri Manjunatha Anathalaya at Birur.

From

From the D. C. Kadur.

No. D.O.14/22-23 Dated 13-9-22 Received 16-9-22.

Diary No. 929	Enclos. 3	Spare Copies.	Serial No. 5

BRIEF ABSTRACT OF LETTER.

Requests that till the suit filed by Kesavarayasetty on behalf of Ramanathasetty's wife Rangalakshamma (minor) against Palamma, mother of Ramanathasetty, is decided, the Amildar may be authorized to draw the half-yearly interest & that he may keep on the institution running.

NOTES AND ORDERS.

On a petn dt 23-8-22 presented to the Dewan by one K. T. Satyanarayana Setty, nut merchant, Birur, regarding the management of the Anathalaya, a report appears to have been called for from the D.C. under the orders of the Dewan.

NOTES—First Sheet.

Serial No.

The D. C. has accordingly submitted a report in the matter and has also forwarded the detailed report of the Amildar.=

The following facts, as gathered from the report & the petn, are in point.

1) The working of the institution was stopped about a month before the death of Ramanatha setty (Donor's grandson) i.e from 6th Octr 1920.

2) Ramanatha setty was appointed Manager & authorized to draw the interest on the endowment (vide Rp^r. 3491-2/Mag 68-21-4 & 10-1-22)

3) Suit filed by Kesavaraya setty on behalf of Ramanatha Setty's wife Rangalakshamma (minor) against Palamma, mother of Ramakrishna setty, in the Court of the Dist Judge, praying for the appointment of a proper guardian to look after the ancestral estates of the family, is still undecided and, therefore to keep the institution running, the D. C. recommends that the Amildar, as Pres-E of the Committee, may be authorized to draw the half-yearly interest and

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat. | File No. 68 of 1921

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till the suit is decided

under the procedure prescribed in G.O. no. 200-M/Mis 201-18 3 & 14.7.19, the Manager was authorized to prepare a bill & draw the amount, after it was returned audited. (vide G.O. no. 3491-2/Mis 68-11 & 8.10.22)

But in view of the circumstances now brought to the notice of Govt by the D.C, the Muldar may, if approved, be authorized to draw the half-yearly interest & to utilize it for the institution.

Draft is subd for approval or other orders.

8.9.22

[Dewan's order on the E.C's P.O.

"This may be subd to the 1st Member for favour of consideration of the D.C's recommendation.

1st Member with compliments and favour of return".

9/9/22

(First Member)

8/9/22

2391-107
23.9.22

Draft approved

24.9.22

24/9/22

NOTE—Contn. sheet

G. R. S. III-2]

General and Revenue Secretariat.

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Serial No.	
6	To The Mugrai Commr in Mysore " Dy: Commr. Kadur District " Comptroller to Govt No: 443-52 11th October 1922 Sanctions the proposal of the Dy: Commr, Kadur Dt. Appointing the Amildar of Kadur Taluk to draw half-yearly interest on the endowment of Sri Manjunatha Anathalaya at Birur, till the Civil Case pertaining to the subject is decided.

NOTE—Contn. sheet.

D.O. No. 14 Encl 3
22-23

Office of the Deputy Commissioner,
Kadur District.
Chikmagalur, Dated 13th September 1922.

MUZRAI

Dear Sir,

With reference to your D.O. dated 28th August last, forwarding for report a letter dated 23rd idem received from -- Mr.K.Satyanarayana Setty of Birur regarding the affairs of the "Sri Manjanatha Anathalaya" at Birur, I herein enclose copy of a detailed report No.Muz.35 dated 12th instant received from the Amildar of Kadur Taluk in the matter.

2. As a suit filed by Kesavarayasetty on behalf of Ramanathasetty's wife Rangalakshamma(minor) against Palamma in the Court of the District Judge, Shimoga, praying that he or a proper guardian should be appointed to look after the ancestral estates of the family, is still pending, it is not desirable to entrust either party with the interest amount due on the endowment from 1st January 1919. Till the matter is finally disposed of, I am of opinion that the Amildar of the Taluk as President of the Committee for the management of the institution may be authorized to draw the half yearly interest and to utilize it towards the expenses of the institution.

3. My predecessor Mr.K.Mylar Rao had in his letter No.C.P. 611/19-20 dated 16th November 1921 recommended to Government that the Amildar might be authorized to draw the half-yearly interest on the endowment but the proposal did not meet with the approval of Government Vide Government Order No.3491-2/Muz. 68-21-4 dated 10th January 1922, a copy of which is herein -- enclosed for ready reference.

4. In case the above order is reconsidered and the Amildar authorised to draw the half-yearly interest till the dispute between the parties is settled, there can be no difficulty whatever in running the institution properly and well.

P.T.O.

5. The enclosure received with your D.O. is herewith returned.

Yours sincerely,

M. G. Krishnaswami Ayyangar

To

K.V. Anantharaman, Esq., B.A.,
Private Secretary to the Dewan of Mysore,
Bangalore.

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// 16

To. A.R. Banerjee Esq., I.C.S., 7 Grd 1.6

The Dewan of Mysore,

Bangalore.

Honoured Sir,

I beg to lay before you a few of the following lines to your kind perusal and consideration.

As you know, there exists in Bangalore, an orphanage by name, "Sri Manjanatha Anathalaya" established by Late Mr. Kharidi Grindappa and his Son Late Mr. Nageshappa. After the demise of these two persons, there was one Mr. Ramanatha Setty, son of Nageshappa who was a minor and hence the institution was managed by one Mr. B.S. Keshavarayya Setty — Ramanatha Setty's maternal uncle — who was also looking after the Estate of the donors. But after Ramanatha Setty attained his majority, the management of the estate was duly returned to him. After a time, unfortunately for the family, Ramanatha Setty also died, leaving no successors to the family. Hence arose a family dispute between Ramanatha Setty's mother Palamma and her brother Mr. Keshavarayya Setty who stood as the guardian for Ramanatha Setty's wife, who is still a minor. Due to this, the affairs of the orphanage have been wound up for the last years.

P.T.O.

nearly two years and a half.

The doner has created provision in the orphange for eight or ten poor and deserving for boarding and lodging; and for the maintenance the sume, he has depsited in Government Rs 20,00 the institute was conducted and maintained on the interest accrued on the above sum.

It's a matter for profound regret that the affairs of the institution have been long stopped and that the poor students have been put to much inconvenience and trouble on that account. The family dispute is still going on and Keshavaraya Setty and Palamma have entered Court to decide as to who should be the successors of the estate of the doners. The Contention may last for some more years; but in the meanwhile the work of the institution will suffer very much.

In this Connection, I beg to bring to your kind notice that there is a Committee also to conduct the affairs of the orphange. It Constitutes two influential gentlemen of the place, one member from the doner's family and the Head master of the A.V. School and the Amildar, both these being ex-officio. P.T.O.

A few days back when I enquired the members of the donor's family why they have stopped running the institution, I was given to understand that they are not getting interest on the deposited amount and hence the work has been stopped.

Now during the office of Mr. Lingopanth Badami, the late amildar of the kadur Taluk, few suggestions were sent through one of the Committee members of the institution, enabling the affairs to go on smoothly. That may be summed up as follows:- That the amildar - the president of the Committee may be empowered to draw the interest amount and entrust the same to the Committee members, who will be held responsible to conduct the affairs, to maintain proper accounts for the expenditure of the institution, to submit the same account to the amildar every month and to look after the Students with regard to their health, Conduct and Studies etc.,

P.T.O.

then Head of the family and recouped by the half-yearly interest of Rs. 400/- drawn in July and January on the invested fund.

10 After these suggestions reached the the persons of the donor's family, thinking they would lose the hold on the institution, petitioned, requesting the Government to empower them to withdraw the interest and to conduct the affairs of the institution. Now that the work of the institution had been long stopped, the interest has accumulated to about two thousand rupees which the petitioners wanted to take possession of. But the other party of the dispute, having petitioned to the Government that the amount should not be granted until they came to a settlement as to who should succeed to the estate, the granting of the above was stopped. The donor has himself recorded in the proceedings drawn up during the time of opening the institution that the interest amounting or accumulating to thousand rupees and above should be added to the deposite amount to augment the same.

~~P.F.~~

Again I want to impress upon this point that
Poor students are suffering a lot on account
of not running the institution; and therefore I
humbly request you that you may kindly send
immediate orders to the Amildar of the kadur
Taluk, empowering him to withdraw the interest
amount and entrusting the same to the
Committee, enabling the work of the institution to
go on well and smoothly, until the family
dispute comes to a settlement in the Court and
also to the effect that the accumulated interest
may be added to the deposite amount.

I appeal to your sympathy to kindly
expedite sending immediate orders. As a person,
who belongs to the same donor's family, as one
who feels the sacredness of the kind of Charity
instituted, and as one who evinces some
interest in the affairs of the town also, I have
laid before you these matters and I have
full confidence and hope that they

P.T.O

reach your kind attention. There are
12 institutions of the kind; and the few
are not in existence, if they do not work
it is ~~really~~ a regrettable thing indeed
In fine, I can only say that the institution
cannot work, if strict orders from you
are not sent to the effect that the
institution should commence its affairs.

I beg to remain,

Honored Sir,

Yours faithfully,

K. T. Satyanarayan Sety

Nut merchant,

Bijnor.

'Anand Bhavan',
Bijnor
Dated 23rd Aug. 1922.

Report No.Muz.35 dated 12th September 1922 from the Amildar of Kadur Taluk, to the Deputy Commissioner,Kadur Dt.

======

Subject:- Sri Manjanatha Anathalaya at Birur.

.....

With reference to the above I beg to submit as follows:-

"Sri Manjanatha Anathalaya" is an institution built by Sahukar Mr. Kharidi Govindappa. He has endowed it with Rupees 20,000/-.With the interest,twelve students - six Vysyas and six Brahmins are to be maintained. It is something like a private students' hostel. In Government Proceedings No.1066-8/ Muz.200-11-2 dated 9th November 1911 this endowment was accepted and the institution was working. Govindappa's son Nagappasetty who was actually managing the institution in the lifetime of his father died leaving a widow Palamma and a minor son -- Ramanatha Setty. Govindappa died in 1910 and Mr.Kesavaraya Setty(probably the brother of Palamma) was entrusted with the management of the Orphanage as per Government Order No.1818-20/ Muz. 205-13-4. K.N. Ramanatha Setty attained the majority and in Government Order No.2112-3/Muz. 407-19-7 dated 17th December 1920, was appointed a member of the Managing Committee. In July 1919 Kesavaraya Setty left the management. First Palamma, Ramanathasetty's mother and then Ramanathasetty continued to manage the institution. On 11th November 1920, i.e., before the above Government Order was passed, Ramanathasetty died leaving a minor wife Rangalakshamma. About a month before his death the working of the institution stopped i.e., from 6th October 1920.

2. Hitherto that is since the death of the founder -- Mr.Kharidi Govindappa, the other members or guardians of the family were only one of the members of the Managing Committee. The institution was worked with one of the school-masters as the Secretary, the necessary funds were first supplied by the then Head of the family and recouped by the half-yearly interest of Rs. 400/- drawn in July and January on the invested fund.

Palamma the mother of Ramanathasetty(deceased) has three daughters, the eldest of whom is married to one Ramakrishnasetty an entire dependent on the family or Palamma. After the death of her son and as guardian of her minor daughter-in-law, Palamma began to petition that her son-in-law Ramakrishnasetty should be made not only a member of the Committee but the Manager of the Institution and that the balance of interest remaining to be paid from 1st January 1919 to 30th June 1921 Rs 2,000/- should be paid to her. After correspondence Government in their order No.3491-2/ Muz. 68-21-4 dated 10th January 1922 increased the number of Committee members from 5 to 7 and appointed Ramakrishnasetty as a member and manager of the institution, authorising him also to draw the interest.

3. The institution had been closed since 6th October 1920. It had been locked by the socalled Secretary, who was only a paid clerk of the Committee. He would not give possession easily. On the receipt of the above Government Order, I convened a meeting of the Ex-officio members named in the order on 27th February 1922, got the Anathalaya opened on 28th February 1922 and having got an inventory made of the articles therein, handed over the building and its articles to the -- Manager Ramakrishnasetty. As the summer vacation was near and as it was nearing the end of the school term, the institution was worked from 3rd March 1922 to 13th April 1922 by Ramakrishnasetty with only two boarders - one Vysya and one Brahmin boy. Then the summer vacation began and the institution closed. It has not been reopened since.

4. Kesavarayasetty above mentioned has now taken the part i.e.,befriending Ramanathasetty's wife Rangalakshamma (minor) and has instituted a suit on or behalf against Palamma in the Court of the District Judge, Shimoga, saying that he or a proper guardian should be appointed to look after the -- ancestral estates as Palamma is wasting the properties and mismanaging

mismanaging them. Palamma has possession of the entire -- moveable and immoveable properties of the family as they have come down from Govindappa. She is an intelligent lady and has with her two intelligent Brahmin brothers as advisers in the guize of gumastas. She is hotly contesting the suit and it is not known when it will be decided or in whose favour, whether that of Palamma or Kesavarayasetty. Ramakrishnasetty is only a boy of 22 or 23 years. He is a man of no means, entirely dependant on Palamma on the claim of being the husband of her first daughter.

5. In re:.the passed bill of Rs. 2,000/-(herein enclosed) being the interest at Rs. 800/- per year for 2½ years from 1st January 1919 to 30th June 1921, I have not drawn the amount and paid it to anybody. During this period the institution seems to have worked only from August 1919 to 6th October 1920. A bill for Rs. 928-15-8 signed by the Honorary Secretary is enclosed in the records herewith sent. The Secretary cannot of course be paid this amount. There seems no doubt that Ramanathasetty or Kesavarayasetty must have spent Rs. 928-15-8 out of the family funds. As both parties are in Court now, it is not easy to decide to whom the said amount should be paid. Beyond Kesavarayasetty and Palamma claiming the amount, there are no other creditors or shop-keepers asking of any sums to be paid for things or necessaries supplied to the Anathalaya during that period.

6. After I got the institution opened in March 1922, Palamma worked it through her son-in-law Ramakrishnasetty till the vacation commenced(13th April 1922). Ramakrishnasetty came and asked me to pay him the interest due from 1st July 1922. I told him that such a large sum as a year's interest could not be paid. I gave him an endorsement that if he produces accounts and vouchers for the sum spent from 3rd March 1922 to 13th April 1922, that would be drawn and paid. He has neither

neither produced the accounts nor is working the institution. One or two days before the institution was opened in March 1922, I had a talk with Palamma. She was ~~gene~~ generous enough to say that she did not want the Rs 2,000/- mentioned in the passed bill, that it may be added on to the principal fund and that she would go on working the institution and take the half-yearly interest when it falls due to recoup her expenditure. Lately when I sent word why the institution was closed, she said that till the interest is drawn and paid in advance should ~~not~~ could not carry on the institution. The fact seems to be that after the institution of the suit, she is not sure of her ground. She is either wasting the money or hiding it and does not want to spend. During the pendency of the Civil suit, she married her second daughter at a cost of Rs 10,000/-. I am told that she has mortgaged a few of her properties already on the pretence of family expenditure. Her son-in-law Ramakrishnasetty cannot certainly be entrusted with any sums i.e., the interest for working the institution. He may any day give the slip to Palamma or to anybody as he has no independant status.

7. To have the institution working properly, it is necessary that the Amildar should be made the drawing officer of the half-yearly interest.

(2) The vice President of the Birur Municipality should be the local supervising officer.

(3) The Head Master of the Anglo-Vernacular school should be the direct Superintendent of the Orphanage and the disbursing officer.

(4) No ~~amount~~ paid clerk is necessary. An allowance of Rs 3/- a month may be given either to one of the clerks of the Municipal office or to one of the schoolmasters to keep accounts under the Head Master.

(5) Rs 800/- is now paid annually as interest in two half yearly instalments.

Hitherto the donor's family was expected to incur the necessary of expenditure in advance and recoup itself with the interest drawn afterwards. This is not possible if any other takes up the management. I beg to suggest that the Amildar should be permitted to draw monthly the proportionate interest i.e., Rs 66-10-8 or to draw the half-yearly interest of Rs 400/- put it in the Savings Bank and expend monthly the amount needed. The latter course complicates matters. It is better that the Amildar be authorised to draw Rs 65/-(sixtyfive) a month. If monthly payments are not made, it is not possible for any outsiders to run the institution.

8. The interest now due on the principal is:-

From 1st January 1919 to 30th June 1921.	Rs 2000/-
From 1st July 1921 to 30th June 1922.	Rs 800/-

There is a passed bill for Rs 2,000/- sent with the enclosed records. As per the donor's original intention, when the interest accrues up to Rs 1,000/- it should be added on to the principal. This sum of Rs 2,000/- may thus be added on to the Rs 20,000/- -- already invested. The question as to how to meet the Rs 928/- and odd bill, said to be the expenditure from August 1919 to October 1920, need not be considered now, till the question of the rightful claimant is decided in the Civil Court and necessary vouchers produced satisfactorily. The interest accrued since 1st July 1921 may be kept in Reserve to meet this demand when it becomes legitimate.

9. To start the institution now, which is very necessary, the last half-yearly interest may be permitted to be drawn by the Amildar and set the same going.

10. The difficulty is that, in the donor's family there is not one responsible male member to entrust the charge. Ramakrishnasetty may continue as a member of the Committee to represent the family

family till ousted by the Court's decision.

11. The present petitioner Mr. Satyanarayanasetty is a divided member of the same family, the original donor Kharidi Govindappa being his elder uncle i.e., his father's elder brother.

12. In pursuance of the Government Order of January 1922, I have reported to the Sub Division Office in No.183 dated 12th April 1922, the names of three other members who should be nominated to form the Committee. No orders have yet been received. I had drawn up a report on the present condition of Anathalaya to the Sub Division and had kept it to fill in some dates. After I saw the Deputy Commissioner's order under reference, I have submitted the records herewith together with the report.

13. Mr. Satyanarayanasetty's petition received with the order under reply is also resubmitted together with the connected records as per Ferist.

&&&&&&&&&&&&&&&&&

" C O P Y "

Offg. Deputy Commissioner,
Kadur District.

S VI G 34]

SUBJECT:.....

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.....

Diary No. of letter replied to... 929

General and Revenue Secretariat

(Mug)

, *the* *192*

Date of issue..... 11-10-22

Signed by.....

May this be

i Printed ?

ii treated as a standing order ?

iii published in the Gazette.
English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette,
Kannada Part ?

Section Mug

File No. 68-21

Serial No. 5

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read— G.O. No. 3491-2/Mug 68-21-4 dated 10-1-22 sanctioning the reconstitution of the Committee of Management for the Sri Manjunatha Kanthirayaswamy at Baba and authorising the Manager of the institution to draw the half-yearly grant after the bill is returned

Order Thereon No.

2) D.C. Tumkur No. 14 of 27-23 dated 13-9-22 from the D.C. Kadur Dist. [illegible]

of Annamatha Setty
Ram Lakshamma (m)
again & Palamma, & other
of the Accused Raman Tha Setty,
in the C urt of the Dist
Judge, Shimoga, praying
that he or some other proper
guardian should be appointed
to look after the ancestral
estates of the family, is
still pending; and requesting
that till the dispute between
the parties is settled, the
Amildars may be authorized
to draw the half-yearly
interest & keep the institution
running.

Order:-

In modification of the order
read above, the Dy. Comrs
recommendation is sanctioned
as a tentative measure.

Secretary
Rev: Dept

18/9/22 19.9.22

It has
been of opinion
Suit has been
in the District Judge's
Court at Shimoga in
the matter of the appt
of guardian to look after
the ancestral estates
of the donor family.
The D Comr recommends
that pending the disposal
of the suit the Amildars
resident of the Committee
may be authorised to
draw the half yearly
interest & keep the money
safely.

2. Put up
List of enclosures.
accepts the D Comrs
recommendation as the tentative
measure. The
Order read above will
be modified accordingly.

Copied by

Examined by

19.9.22

WD 1666—GPE—1,000,00—21-12 21

The Mysore Govt in Progress
The Dy Comr, Kadur
D.O. ~~through the Asst~~
Comr
" Comr for Govt

Previous references.

File No.

190

Serial Nos.

( )

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B. for

SUBJECT.

G. R. S. 58